

Pro Se 14 (Rev. 12/16) Complaint for Violation of Civil Rights (Prisoner)

UNITED STATES DISTRICT COURT

for the

District of _____

Division _____

United States Courts
Southern District of Texas
FILED

NOV 25 2024

Nathan Ochsner, Clerk of Court

Case No. _____

(to be filled in by the Clerk's Office)

Robert Felder III

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-v-

Galveston County Sheriff's Office

Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names. Do not include addresses here.)

COMPLAINT FOR VIOLATION OF CIVIL RIGHTS (Prisoner Complaint)

NOTICE

Federal Rules of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Except as noted in this form, plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

In order for your complaint to be filed, it must be accompanied by the filing fee or an application to proceed in forma pauperis.

Pro Se 14 (Rev. 12/16) Complaint for Violation of Civil Rights (Prisoner)**I. The Parties to This Complaint****A. The Plaintiff(s)**

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name

All other names by which
you have been known:

ID Number

Current Institution

Address

Robert Felder III

34581964

3300 S College Ave Apt D9

Bryan

City

TX

State

77801

Zip Code

B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. Make sure that the defendant(s) listed below are identical to those contained in the above caption. For an individual defendant, include the person's job or title (if known) and check whether you are bringing this complaint against them in their individual capacity or official capacity, or both. Attach additional pages if needed.

Defendant No. 1

Name

Job or Title (if known)

Shield Number

Employer

Address

Galveston County Sheriff's Office

5700 AVE H

Galveston

City

TX

State

77550

Zip Code

☒ Individual capacity

☒ Official capacity
Defendant No. 2

Name

Job or Title (if known)

Shield Number

Employer

Address

City

State

Zip Code

☐ Individual capacity

☐ Official capacity

Pro Se 14 (Rev. 12/16) Complaint for Violation of Civil Rights (Prisoner)**Defendant No. 3**

Name _____

Job or Title (if known) _____

Shield Number _____

Employer _____

Address _____

City _____

State _____

Zip Code _____

☐ Individual capacity☐ Official capacity**Defendant No. 4**

Name _____

Job or Title (if known) _____

Shield Number _____

Employer _____

Address _____

City _____

State _____

Zip Code _____

☐ Individual capacity☐ Official capacity**III. Basis for Jurisdiction**

Under 42 U.S.C. § 1983, you may sue state or local officials for the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." Under *Bivens v. Six Unknown Named Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. Are you bringing suit against (check all that apply):

☐ Federal officials (a *Bivens* claim)☒ State or local officials (a § 1983 claim)

B. Section 1983 allows claims alleging the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." 42 U.S.C. § 1983. If you are suing under section 1983, what federal constitutional or statutory right(s) do you claim is/are being violated by state or local officials?

Slander, Libel, false Arrest, Character Assassination, Pain & Suffering, illegal imprisonment, drug test kit wrongly Report

C. Plaintiffs suing under *Bivens* may only recover for the violation of certain constitutional rights. If you are suing under *Bivens*, what constitutional right(s) do you claim is/are being violated by federal officials?

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- D. Section 1983 allows defendants to be found liable only when they have acted "under color of any statute, ordinance, regulation, custom, or usage, of any State or Territory or the District of Columbia." 42 U.S.C. § 1983. If you are suing under section 1983, explain how each defendant acted under color of state or local law. If you are suing under *Bivens*, explain how each defendant acted under color of federal law. Attach additional pages if needed.

III. Prisoner Status

Indicate whether you are a prisoner or other confined person as follows (check all that apply):

- ☒ Pretrial detainee
☐ Civilly committed detainee
☐ Immigration detainee
☐ Convicted and sentenced state prisoner
☐ Convicted and sentenced federal prisoner
☒ Other (explain) detainee Probation Revoked, Indictment.

IV. Statement of Claim

State as briefly as possible the facts of your case. Describe how each defendant was personally involved in the alleged wrongful action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

- A: If the events giving rise to your claim arose outside an institution, describe where and when they arose.

6/25/2024 Galveston County Sheriff's Office

- B. If the events giving rise to your claim arose in an institution, describe where and when they arose.

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C. What date and approximate time did the events giving rise to your claim(s) occur?

6/25/2024 9:00 AM

D. What are the facts underlying your claim(s)? (For example: What happened to you? Who did what? Was anyone else involved? Who else saw what happened?) I been Charged with 4 3rd degree Felonies, the test field kit were wrong false positive results, I have lost good time credit due to these false alegations, family, business, Probation Reinstatement, and Plea deal was losted and looked at wrong accused, bond rised 600,000 more and Sit in Jail more time unlle lab came back Restitution defamation Character by Galvesto County Sheriffs' office false report & Treated unfair

V. Injuries

If you sustained injuries related to the events alleged above, describe your injuries and state what medical treatment, if any, you required and did or did not receive.

Pain & Suffering, Slander, libel, false Arrest
Character Assassination

Stigma, Major depression, Anx., Stress, losed weight
wanted to harm myself, treat unfairly, Stigma

VI. Relief

State briefly what you want the court to do for you. Make no legal arguments. Do not cite any cases or statutes. If requesting money damages, include the amounts of any actual damages and/or punitive damages claimed for the acts alleged. Explain the basis for these claims.

The DA offer me 15 years on my case. I was goin home on My Bond went up 600,000 more so I could n't bond out I missed out on my dad's 250,000 Settlement damage my wife & kids Blamed me for something wrong I Lost my Job & Business I make 100,000-80,000 a year I lost farm animals cows, horse and dog due to this event,

All together I Lost out on 235,000 Because I was Wrongly Accused & defamation of my Character, false re, like I a drug user or dealer when I not I was looked at by everybody ~~the~~ wrong for no reason

VII. Exhaustion of Administrative Remedies Administrative Procedures

The Prison Litigation Reform Act ("PLRA"), 42 U.S.C. § 1997e(a), requires that "[n]o action shall be brought with respect to prison conditions under section 1983 of this title, or any other Federal law, by a prisoner confined in any jail, prison, or other correctional facility until such administrative remedies as are available are exhausted."

Administrative remedies are also known as grievance procedures. Your case may be dismissed if you have not exhausted your administrative remedies.

A. Did your claim(s) arise while you were confined in a jail, prison, or other correctional facility?

☒ Yes

☐ No

If yes, name the jail, prison, or other correctional facility where you were confined at the time of the events giving rise to your claim(s).

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B. Does the jail, prison, or other correctional facility where your claim(s) arose have a grievance procedure?

☒ Yes

☐ No

☐ Do not know

C. Does the grievance procedure at the jail, prison, or other correctional facility where your claim(s) arose cover some or all of your claims?

☒ Yes

☐ No

☒ Do not know

If yes, which claim(s)?

Yes Lab Show I was false Arred

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- D. Did you file a grievance in the jail, prison, or other correctional facility where your claim(s) arose concerning the facts relating to this complaint?

☒ Yes

☐ No

If no, did you file a grievance about the events described in this complaint at any other jail, prison, or other correctional facility?

☐ Yes

☒ No

- E. If you did file a grievance:

1. Where did you file the grievance?

Galveston County Sheriff's Office

2. What did you claim in your grievance?

defamation Character, wrongly accused, & restitution
false report, Treated unfairly, Slander, Pain & Suffering

3. What was the result, if any?

None yet, no responses neither. Said
Speak with a lawyer about the matter.

4. What steps, if any, did you take to appeal that decision? Is the grievance process completed? If not, explain why not. (Describe all efforts to appeal to the highest level of the grievance process.)

No Appeal

Filed a Inmate grievance only at this point
No responses yet, Told me Speak with a lawyer

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F. If you did not file a grievance:

1. If there are any reasons why you did not file a grievance, state them here:

N/A

2. If you did not file a grievance but you did inform officials of your claim, state who you informed, when and how, and their response, if any:

Sgt Moran told me talk with my lawyerI did both I told Sgt Dunn He said I can sue if lab prove field test was wrong and they wasn't right

G. Please set forth any additional information that is relevant to the exhaustion of your administrative remedies.

11/20/24 Prove by Lab I was false ArrestNo drugsWaiting on Lab test to prove they was wrong*(Note: You may attach as exhibits to this complaint any documents related to the exhaustion of your administrative remedies.)*

VIII. Previous Litigation

? The "three strikes rule" bars a prisoner from bringing a civil action or an appeal in federal court without paying the filing fee if that prisoner has "on three or more prior occasions, while incarcerated or detained in any facility, brought an action or appeal in a court of the United States that was dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief may be granted, unless the prisoner is under imminent danger of serious physical injury." 28 U.S.C. § 1915(g).

To the best of your knowledge, have you had a case dismissed based on this "three strikes rule"?

☐ Yes☒ No

If yes, state which court dismissed your case, when this occurred, and attach a copy of the order if possible.

I Don't know

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- A. Have you filed other lawsuits in state or federal court dealing with the same facts involved in this action?

☐ Yes

☒ No

- B. If your answer to A is yes, describe each lawsuit by answering questions 1 through 7 below. (If there is more than one lawsuit, describe the additional lawsuits on another page, using the same format.)

1. Parties to the previous lawsuit

Plaintiff(s) _____

Defendant(s) _____

2. Court (if federal court, name the district; if state court, name the county and State)
- _____

3. Docket or index number
- _____

4. Name of Judge assigned to your case
- _____

5. Approximate date of filing lawsuit
- _____

6. Is the case still pending?

☐ Yes

☐ No

If no, give the approximate date of disposition. _____

7. What was the result of the case? (For example: Was the case dismissed? Was judgment entered in your favor? Was the case appealed?)
- _____

- C. Have you filed other lawsuits in state or federal court otherwise relating to the conditions of your imprisonment?

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☐ Yes

☐ No

D. If your answer to C is yes, describe each lawsuit by answering questions 1 through 7 below. (If there is more than one lawsuit, describe the additional lawsuits on another page, using the same format.)

1. Parties to the previous lawsuit

Plaintiff(s) _____

Defendant(s) _____

2. Court (if federal court, name the district; if state court, name the county and State)

3. Docket or index number

4. Name of Judge assigned to your case

5. Approximate date of filing lawsuit

6. Is the case still pending?

☐ Yes

☐ No

If no, give the approximate date of disposition _____

7. What was the result of the case? (For example: Was the case dismissed? Was judgment entered in your favor? Was the case appealed?)

IX. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 11/20/24

Signature of Plaintiff

Printed Name of Plaintiff

Prison Identification #

Prison Address

Robert Felder III
Robert Felder III
34581964
3300 S College Ave Apt D9
Bryan TX 77801
City State Zip Code

B. For Attorneys

Date of signing: _____

Signature of Attorney

Printed Name of Attorney

Bar Number

Name of Law Firm

Address

City State Zip Code

Telephone Number

E-mail Address

SPN# 384813

Complaint / Grievance

On June 25, 2024 I was notified that I have four 3rd degree felonies added to my Current Case. The four new Charges were a result from a Shakedown that was Conducted by Galveston County Sheriff's Office and a task force agency. At the time I had no idea what Substances were found since I had nothing on me. They Strip Searched Conducted I thought someone placed the Substances on my bunk since I share a living area with 47 others Inmates and stay in a high traffic area by the restroom. When I talked to the task force agent he showed me Photos of the Alleged Substances and told me that those Substances were tested using a drug kit and Colon Charged lightly tested positive for Cocaine, Fentanyl, and Heroin. I told the agent that the Substances in the Photo were Cold busters and my high blood pressure pill given to me by the medical Staff and is Authorized by Galveston County. The Agent told me they will dismiss the Charges when the result come from the lab. It has been over 3 weeks since the new Charges and yet to have a formal fair bond hearing or results from the lab. These New Charges are affecting my Current Case the possibility of getting reinstated. The DA went up ten year on my probation Case. I have done nothing wrong. I'm Innocent but getting wrongly accused. I can Take a drug test to Prove it. I'm getting blamed for something that not correct. I lost my

Business and Job due to this, family and friends looking at me like I'm doing or dealing drug in jail and don't want to support me any more.
This needs to hurry be dismissed. I wasn't in the wrong, hope to get this fix ASAP its causing me stress also family to worry. I would like to file a complaint and grievance against Galveston County Sheriff's Office Incident report, manufacture drug test kits false positive results of the drug test kits, defamation of Character, and not properly trained, and wrongly Accused. also As of today July 22, 2024 I been lock up 270 days Restitution this Cost me \$260,000 I missed out on and lost with business, Job further Estate, family and pets I want to Sue for \$1,000,000 and dismiss case ASAP

Robert Feklin III
7/22/24

INMATE GRIEVANCEDATE: 8/1/2024INMATE: ROBERT LOUIS FELDER III Booking#: 406411TANK/POD: G300/41

Print or write legibly. Include all dates, times and names of persons involved when necessary. DO NOT have inmates sign their names as witnesses. Simply print or write the inmate's name at the bottom of the grievance. This stops inmates from being pressured into signing the grievance. List the names of the DEPUTY and/or SUPERVISOR that you have to solve this problem with:

DEPUTY: Supervisor / Grievance Board SUPERVISOR: Grievance Board

I been charged 3 controlled substance & Prob Item for the wrong reason. I talked with a task force agencie 3 weeks ago he showed me photo of Cold buster & High blood Pressure Pills Not drug. And a per grip They all wrong accused me. They ran drug test me I will pass to show them. They filed false reports, Racial Profiled, false Imprisonment, Slander my reputation and treated me unfairly asking me when was bring drugs in when the pill was prescription items from the med cart. They need to dismiss this its effecting me and my family pain and suffring. The DA went up ten years and Revoked my probation before we could get results from the FBI Lab. Im getting treated unfairly, name Slander false & Incent Report, Racial Profile, Defamation of Character and falso impressi. I want to file a law suit, Grievance & Complaint against Galveston Co Sheriff Office. Its making my time alot hard as well stressfull. I lost wages, Friend, and family thinking Im on drugs and not supporting me anymore. Im being bullied by others inmate & deputy. As of today I been false imprisonment and more 3 week since want charge. Im a family man just try to get reinstated and home to my wife & 3 kids. The County & Taskforce Turned the gun & Weed to fix this ASAP Please & Thank You

Please Write Back

Robert Felder III
Inmate Signature

Put this completed form in an envelope addressed to the Grievance Board the same day or the next normal workday. Do not use this form as an inmate request. Refer to the Inmate Handbook for the proper procedure. Unless the Grievance is of an emergency nature, the Grievance Board has fifteen (15) days in order to make a written reply.

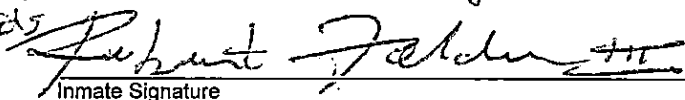
INMATE GRIEVANCEDATE: 8/4/2024INMATE: ROBERT FELDER III Booking#: 406411

TANK/POD: _____

Print or write legibly. Include all dates, times and names of persons involved when necessary. DO NOT have inmates sign their names as witnesses. Simply print or write the inmate's name at the bottom of the grievance. This stops inmates from being pressured into signing the grievance. List the names of the DEPUTY and/or SUPERVISOR that you have to solve this problem with:

DEPUTY: Galveston Co Jail SUPERVISOR: Task Force / Galveston Co Jail

My Constitutional rights was violation during the Strikedown June 25, 2024 in Floor in Galveston Co Jail I been wrongly accused false report, Treated unfairly, Racial Profiled, defamation of Character, Slander reputation, false Imprisonment, Pain & Suffering I been Charges with four 3rd degree felonies Controlled Substance & Prob Item for the wrong reason I never had. The Photo shown to me by the Taskforce agency was prescription Items Authorized by the County Jail from the med cart. They could easily Compare the pill or Sent to FBI lab to Prove. But Instead I get New Cases an wrong accused because its not drugs. They file false report Revoked my Probation went up on my Bond & Offer treated unfairly Jumping the gun before the lab test came back. Im Innocent but getting treated like Im guilty Slander my reputation family, friends, inmates and deputy & Talking about me or don't want to support me anymore thinking Im on drugs when Im not in false Imprison I done anything wrong this is very stressful I lost my family, business, Job, Time, Pets, reinstatement wages, Privileges and more and after all is said and done I done nothing wrong. Im Innocent this need to be Fiks ASAP Im just a family man trying get home to my wife & 3 kids

Please reconsider
THANKS


Inmate Signature

Put this completed form in an envelope addressed to the Grievance Board the same day or the next normal workday. Do not use this form as an inmate request. Refer to the Inmate Handbook for the proper procedure. Unless the Grievance is of an emergency nature, the Grievance Board has fifteen (15) days in order to make a written reply.

REPLY TO INMATE COMPLAINT

Case # C-070124-117

Inmate: Felder, Robert Booking # 406411 Housing Assignment G300

Date Received: 7/07/2024 Date Replied: 7/22/2024

Type of Grievance: Complaint

GRIEVANCES ARE FOR VIOLATIONS OF YOUR CIVIL RIGHTS; ANYTIME YOU ARE SUBJECTED TO A PROHIBITED ACT BY A STAFF MEMBER OR DENIED PRIVILEGES (WITHOUT JUST CAUSE) SPECIFIED IN YOUR INMATE HANDBOOK. YOUR COMPLAINT DOES NOT FALL WITHIN THESE GUIDELINES AND WILL BE ANSWERED BY PROPER PERSONNEL.

Inmate Felder,

You will need to speak to your attorney in regards to the new charge added during your incarceration.

-Sgt Moran

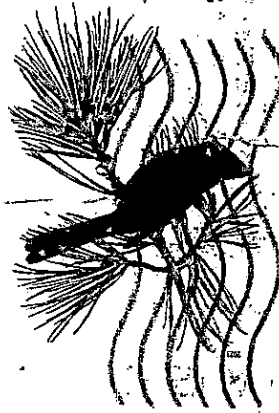
Robert L. Felder III 406411
Galveston Co Jail
5700 Ave H
Galveston, TX 77550-1

HOUSTON TX RPDC 773

22 NOV 2024 PM 1 L

Galveston County
Jail

NATHAN Ochsner
Clerk of Court
601 Rosenberg St
Galveston, TX 77550



FOREVER / USA

77550-175555

Legal
Mail